

PCT



PATENT
Customer No. 22,852
Attorney Docket No. 09354.0009-00000

In re National Stage of International Application No. PCT/JP04/11626 of:)
) Group Art Unit: 1617
)
Christophe DUMOUSSEAUX et al.) Examiner: Marina Lamm
)
 Application No.: 10/566,965) Confirmation No.: 9332
)
 Filed: August 16, 2006)
)
 For: COSMETIC COMPOSITION COMPRISING)
 POROUS PARTICLES INCORPORATING)
 OPTICALLY ACTIVE SUBSTANCES)

**REQUEST FOR CORRECTION OF
 NOTICE OF ACCEPTANCE OF APPLICATION**

Commissioner for Patents
 P.O. Box 1450
 Alexandria, VA 22313-1450

Sir:

Enclosed is a copy of the Notice of Acceptance dated May 7, 2007, received from the U.S. Patent and Trademark Office. The following error was found in the Notice of Acceptance:

The date of Receipt of all 35 U.S.C. Requirements is in error. We did not file any papers on August 19, 2006. The correct date is August 16, 2006.

The error has been highlighted on the enclosed copy and the correct information is shown in ink adjacent the erroneous information.

A copy of the date-stamped post card which corroborates the filing of all 35 U.S.C. Requirements on August 16, 2007, is enclosed. A copy of the date stamped

transmittal letter obtained from Private Pair indicating the receipt date of August 16, 2006, is also enclosed. We request a corrected Notice of Acceptance as soon as possible.

If there are any fees due in connection with the filing of this request, please charge such fees to our Deposit Account No. 06-0916.

Respectfully submitted,

FINNEGAN, HENDERSON, FARABOW,
GARRETT & DUNNER, L.L.P.

By: Deborah M. Herzfeld
Deborah M. Herzfeld
Reg. No. 52,211

Dated: August 14, 2007



UNITED STATES PATENT AND TRADEMARK OFFICE

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UNITED STATES DEPARTMENT OF COMMERCE
 United States Patent and Trademark Office
 Address: COMMISSIONER FOR PATENTS
 P.O. Box 1450
 Alexandria, Virginia 22313-1450
www.uspto.gov

U.S. APPLICATION NUMBER NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
10/566,965	Christophe Dumousseaux	09354.0009
INTERNATIONAL APPLICATION NO.		
PCT/JP04/11626		
I.A. FILING DATE	PRIORITY DATE	
08/05/2004	08/05/2003	
CONFIRMATION NO. 9332		
371 ACCEPTANCE LETTER		
 OC000000023680658		

22852
 FINNEGAN, HENDERSON, FARABOW, GARRETT & DUNNER
 LLP
 901 NEW YORK AVENUE, NW
 WASHINGTON, DC 20001-4413

RECEIVED

MAY 09 2007

Date Mailed: 05/07/2007

FINNEGAN, HENDERSON, FARABOW,
 GARRET AND DUNNER, LLP

NOTICE OF ACCEPTANCE OF APPLICATION UNDER 35 U.S.C 371 AND 37 CFR 1.495

The applicant is hereby advised that the United States Patent and Trademark Office in its capacity as a Designated / Elected Office (37 CFR 1.495), has determined that the above identified international application has met the requirements of 35 U.S.C. 371, and is ACCEPTED for national patentability examination in the United States Patent and Trademark Office.

The United States Application Number assigned to the application is shown above and the relevant dates are:

08/16/200608/16/200608/19/200608/19/2006

DATE OF RECEIPT OF 35 U.S.C. 371(c)(1), (c)(2) and
 (c)(4) REQUIREMENTS

DATE OF COMPLETION OF ALL 35 U.S.C. 371
 REQUIREMENTS

A Filing Receipt (PTO-103X) will be issued for the present application in due course. **THE DATE APPEARING ON THE FILING RECEIPT AS THE "FILING DATE" IS THE DATE ON WHICH THE LAST OF THE 35 U.S.C. 371 (c)(1), (c)(2) and (c)(4) REQUIREMENTS HAS BEEN RECEIVED IN THE OFFICE. THIS DATE IS SHOWN ABOVE.** The filing date of the above identified application is the international filing date of the international application (Article 11(3) and 35 U.S.C. 363). Once the Filing Receipt has been received, send all correspondence to the Group Art Unit designated thereon..

The following items have been received:

- Copy of the International Application filed on 02/02/2006
- Copy of the International Search Report filed on 02/02/2006
- Oath or Declaration filed on 08/19/2006
- Request for Immediate Examination filed on 02/02/2006
- U.S. Basic National Fees filed on 02/02/2006
- Assignment filed on 08/19/2006
- Priority Documents filed on 02/02/2006

DKT
 5/09/07
 5/09/07

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

DONNA S GREENE
Telephone: (703) 308-9140 EXT 222

PART 1 - ATTORNEY/APPLICANT COPY

FORM PCT/DO/EO/903 (371 Acceptance Notice)

TU | PAE

PLEASE STAMP TO ACKNOWLEDGE RECEIPT OF THE FOLLOWING:

National Stage of International Application No. **PCT/JP04/11626** under 35 U.S.C. 371

35-

In re Application of: Christophe DUMOUSSEAUX et al.

Application No.: 10/566,965

Filed: February 2, 2006

Group Art Unit: Unassigned

Examiner: Unassigned

Confirmation No.: 9332

FOR: COSMETIC COMPOSITION COMPRISING POROUS PARTICLES INCORPORATING
OPTICALLY ACTIVE SUBSTANCES

-
- PAPERS FILED:**
1. Transmittal Letter (2 pgs.)/copy of Notification of Missing Requirements (2 pgs.)/executed Declaration (2 pgs.)/check for \$130.00
 2. Submission of Assignment of Application/Recordation Form Cover Sheet/executed Assignment (2 pgs.)/check for \$40.00
-



Dated: August 16, 2006

DUE DATE: AUGUST 16, 2006

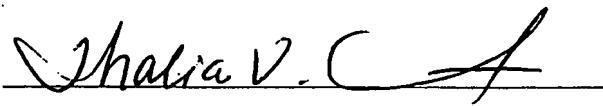
Client No.: 09354.0009-00000

Attorney: T. Warnement/P. Gebhardtsbauer - MD#620

K
S17bx

JAP7 Rec'd PCT/PTO 16 AUG 2006

FORM PTO-1390 REV. 2/01T		U.S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE	ATTORNEY'S DOCKET NUMBER
TRANSMITTAL LETTER TO THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US) CONCERNING A FILING UNDER 35 U.S.C. 371		09354.0009-00000	
INTERNATIONAL APPLICATION NO. PCT/JP04/11626		INTERNATIONAL FILING DATE August 5, 2004	PRIORITY DATE CLAIMED August 5, 2003
TITLE OF INVENTION: COSMETIC COMPOSITION COMPRISING POROUS PARTICLES INCORPORATING OPTICALLY ACTIVE SUBSTANCES			
APPLICANT(S) FOR DO/EO/US: Christophe DUMOUSSEAU et al.			
Applicant(s) herewith submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information:			
1.	<input type="checkbox"/>	This is a FIRST submission of items concerning a filing under 35 U.S.C 371.	
2.	<input checked="" type="checkbox"/>	This is a SECOND or SUBSEQUENT submission of items concerning a filing under 35 U.S.C. 371.	
3.	<input type="checkbox"/>	This is an express request to begin national examination procedures (35 U.S.C. 371(f)). The submission must include items (5), (6), (9) and (21) indicated below.	
4.	<input type="checkbox"/>	The US has been elected by the expiration of 19 months from the priority date (Article 31).	
5.	<input type="checkbox"/>	A copy of the International Application as filed (35 U.S.C. 371 (c)(2)).	
	a. <input type="checkbox"/>	is attached hereto (required only if not communicated by the International Bureau).	
	b. <input type="checkbox"/>	has been communicated by the International Bureau.	
	c. <input type="checkbox"/>	is not required, as the application was filed with the United States Receiving Office (RO/US).	
6.	<input type="checkbox"/>	An English language translation of the International Application as filed (35 U.S.C. 371 (c)(2)).	
	a. <input type="checkbox"/>	is attached hereto.	
	b. <input type="checkbox"/>	has been previously submitted under 35 U.S.C. 154 (d)(4).	
7.	<input type="checkbox"/>	Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. 371 (c)(3)).	
	a. <input type="checkbox"/>	are attached hereto (required only if not communicated by the International Bureau).	
	b. <input type="checkbox"/>	have been communicated by the International Bureau.	
	c. <input type="checkbox"/>	have not been made; however, the time limit for making such amendments has NOT expired.	
	d. <input type="checkbox"/>	have not been made and will not be made.	
8.	<input type="checkbox"/>	An English language translation of the amendments to the claims under PCT Article 19 (35 U.S.C. 371 (c)(3)).	
9.	<input checked="" type="checkbox"/>	An oath or declaration of the inventor(s) (35 U.S.C. 371 (c)(4)).	
10.	<input type="checkbox"/>	An English language translation of the annexes of the International Preliminary Examination Report under PCT Article 36 (35 U.S.C. 371 (c)(5)).	
Items 11 to 20 below concern document(s) or information included:			
11.	<input type="checkbox"/>	Information Disclosure Statement under 37 CFR 1.97 and 1.98	
12.	<input checked="" type="checkbox"/>	An assignment document for recording. A separate cover sheet in compliance with 37 CFR 3.28 and 3.31 is included.	
13.	<input type="checkbox"/>	A FIRST preliminary amendment.	
14.	<input type="checkbox"/>	A SECOND or SUBSEQUENT preliminary amendment.	
15.	<input type="checkbox"/>	A Substitute specification.	
16.	<input type="checkbox"/>	A change of power of attorney and/or address letter.	
17.	<input type="checkbox"/>	A computer-readable form of the sequence listing in accordance with PCT Rule 13ter.2 and 35 U.S.C. 1.821-1.825.	
18.	<input type="checkbox"/>	A second copy of the published international application under 35 U.S.C. 154 (d)(4).	
19.	<input type="checkbox"/>	A second copy of the English language translation of the international application 35 U.S.C. 154 (d)(4).	
20.	<input checked="" type="checkbox"/>	Other items or information:	
	a. <input type="checkbox"/>	Copy of cover page of International Publication No. WO	
	b. <input checked="" type="checkbox"/>	Copy of Notification of Missing Requirements.	
	c. <input type="checkbox"/>		

U.S. APPLICATION NO. (If known, see 37CFR 1.5) 10/566,965	INTERNATIONAL APPLICATION NO. PCT/JP04/11626	ATTORNEY'S DOCKET NUMBER 09354.0009-00000		
21. <input type="checkbox"/> The following fees are submitted:		CALCULATIONS PTO USE ONLY		
BASIC NATIONAL FEE (37 CFR 1.492 (a) (1) - (5)):		\$ 300.00		
National Stage Search Fee		\$ 500.00		
National Stage Examination Fee		\$ 200.00		
ENTER APPROPRIATE BASIC FEE AMOUNT =		\$		
<input type="checkbox"/> Additional fee for specification and drawings filed in paper over 100 sheets (excluding sequence listing or computer program listing filed in an electronic medium). The fee is \$250.00 for each additional 50 sheets of paper or fraction thereof.				
Total Sheets	Extra Sheets	Number of additional 50 or fraction thereof (rounded up to a whole number)		
85- 100 =	33/50=	x 250.00		
Surcharge of \$130.00 for furnishing the oath or declaration later than months from the earliest claimed priority date (37 CFR 1.492 (e)).		<input type="checkbox"/> 20 <input checked="" type="checkbox"/> 30 \$ 130.00		
CLAIMS	NUMBER FILED	NUMBER EXTRA	RATE	
Total Claims	- 20 =		x \$ 50.00	
Independent Claims	-3 =		x \$200.00	
MULTIPLE DEPENDENT CLAIM(S) (if applicable)		+ \$360.00		
		TOTAL OF THE ABOVE CALCULATIONS =	\$ 130.00	
<input type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27. The fees indicated above are reduced by ½.		\$		
		SUBTOTAL =	\$ 130.00	
Processing fee of \$130.00 for furnishing the English translation later than months from the earliest priority date (37 CFR 1.492(f)).		<input type="checkbox"/> 20 <input type="checkbox"/> 30 \$		
		TOTAL NATIONAL FEE =	\$ 130.00	
Fee for recording the enclosed assignment (37 CFR 1.21 (h)). The assignment must be accompanied by an appropriate cover sheet (37 CFR 3.28, 3.31). \$40.00 per property.		+ \$ 40.00		
08/21/2006 LLANDGRA 00000034 10566965	TOTAL FEES ENCLOSED =		\$ 170.00	
01 FC:1617 130.00 OP			Amount to be refunded: \$	
			charged: \$	
a. <input checked="" type="checkbox"/> A check in the amount of \$ <u>130.00</u> to cover the surcharge fee for late filing of the Declaration and a check in the amount of \$ <u>40.00</u> to cover the Assignment recordation fee are enclosed.				
b. <input type="checkbox"/> Please charge my Deposit Account No. _____ in the amount of \$ _____ to cover the above fees. A duplicate copy of this sheet is enclosed.				
c. <input checked="" type="checkbox"/> The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No. <u>06-0916</u> .				
d. <input type="checkbox"/> Fees are to be charged to a credit card. WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.				
NOTE: Where an appropriate time limit under 37 CFR 1.494 or 1.495 has not been met, a petition to revive (37 CFR 1.137 (a) or (b)) must be filed and granted to restore the application to pending status.				
SEND ALL CORRESPONDENCE TO: Finnegan, Henderson, Farabow, Garrett & Dunner, L.L.P. 901 New York Avenue, NW Washington, D.C. 20001-4413				
 Thalia V. Warnement/Registration No. 39,064 NAME/REGISTRATION NO.				
DATED: August 16, 2006				